

THE EDUCATION (FURTHER EDUCATION BURSARIES) (SCOTLAND) DETERMINATION 2024

Scottish Ministers make the following determination in exercise of the powers conferred by regulation 3(2) of the Student Support (Scotland) Regulations 2022(a) (“the 2022 Regulations”) and all other powers enabling them to do so.

Citation and Effect

1. This Determination may be cited as the Education (Further Education Bursaries) (Scotland) Determination 2024 and has effect from 24th July 2024.

Making of Determinations

2. The Scottish Ministers (who may pay allowances under regulation 3 of the 2022 Regulations to or in respect of any person undertaking a course of education) make the determination set out in paragraph 3.

Further education bursaries

3.—(1) Subject to sub-paragraph (2), a college of further education may pay an allowance to be known as a “further education bursary” to or in respect of any person undertaking a course of education at the college who is a person described in one or more paragraphs of part 1 of schedule 1 of the 2022 Regulations.

(2) To be eligible for the payment of a further education bursary a person must be undertaking fundable further education (as defined in section 5 of the Further and Higher Education (Scotland) Act 2005(b) (“the 2005 Act”)).

(3) Schedule 3 of the 2022 Regulations informs the meaning of “ordinarily resident” for the purposes of schedule 1 of those Regulations.

(4) Part 2 of the 2022 Regulations sets out how the bursary amount may be determined, the conditions and requirements and method of payment of a further education bursary.

Revocation

4. The Education (Further Education Bursaries) (Scotland) Determination 2023 is revoked.

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(a) S.S.I. 2022/157 as amended by S.S.I. 2022/362, S.S.I. 2023/142 and S.S.I. 2024/140.
(b) 2005 asp 6.

Glasgow

Date: 24 July 2024

EXPLANATORY NOTE

(This note is not part of the Order)

This determination is made under the Student Support (Scotland) Regulations 2022 (“the 2022 Regulations”).

Under the 2022 Regulations, the Scottish Ministers are empowered to pay grants for the financial assistance of students undertaking courses of education at further education establishments. These grants are sums for payment of fee waivers and further education bursaries.

Under the Education (Further Education Bursaries and Education Maintenance Allowance) (Scotland) Direction 2024, the Scottish Ministers have directed the Scottish Further and Higher Education Council to administer further education support and bursaries for the financial assistance of students attending colleges of further education on their behalf.

Through this determination, the Scottish Ministers require that, to be eligible for the payment of a further education bursary, a person must be undertaking fundable further education, as defined in section 5 of the Further and Higher Education (Scotland) Act 2005(a) and be an eligible person in terms of part 1 of schedule 1 of the 2022 Regulations. Part 2 of the 2022 Regulations sets out all other terms and conditions of support.

(a) 2005 asp 6.